

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Call to Order: By **CHAIRMAN BETTY LOU KASTEN**, on February 16, 1999 at 7:04 A.M., in Room 108 Capitol.

ROLL CALL

Members Present:

Rep. Betty Lou Kasten, Chairman (R)
Sen. Chuck Swysgood, Vice Chairman (R)
Rep. Beverly Barnhart (D)
Rep. John Cobb (R)
Sen. Bob Keenan (R)
Sen. Mignon Waterman (D)

Members Excused: None.

Members Absent: None.

Staff Present: Delila Croucher, Committee Secretary
Lois Steinbeck, Legislative Branch
Lorene Thorson, Legislative Branch
Connie Welsh, OBPP
Bob Andersen, OBPP

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s): Managed Care

Executive Action: Health Policy and Service
Division; Human Services
Division; Child and Family
Services Division; Senior and
Long Term Care

Bill Bush addressed the committee from Denver Colorado via speaker phone on managed care. Federal medicaid funding for the non-medicaid population, residential programs for youth, provider

satisfaction, consumer satisfaction, cost shifting, capitation rate and the option of independent contract evaluations to examine waiver compliance were discussed. Functions of regional versus statewide operations of managed care were addressed as well as a sliding fee scale for the non-medicaid population, state hospital rates and the fee-for-service system.

{Tape : 1; Side : A; Approx. Time Counter : 0 - Tape 1 : Side : B; Approx. Time Counter : 26.1}

EXECUTIVE ACTION ON HEALTH POLICY AND SERVICE DIVISION

PRESENT LAW ADJUSTMENT:

Motion: REP. COBB moved that \$3.5 MILLION REDUCTION IN THE ORIGINAL MEDICAID EXECUTIVE BUDGET BE ADOPTED. **EXHIBIT**(jhh38a01)

Substitute Motion/Vote: SEN. SWYSGOOD made a substitute motion to REDUCE THE ORIGINAL MEDICAID GENERAL FUND BUDGET BY \$4 MILLION OVER THE BIENNIUM. Substitute motion carried 5-1 with Waterman voting no.

{Tape : 2; Side : B; Approx. Time Counter : 10.7 - 18.9}

NEW PROPOSALS:

Motion/Vote: REP. COBB moved that DP5, HIV/AIDS DRUGS BE ADOPTED. Motion failed 3-3 with Barnhart, Cobb, and Waterman voting aye.

{Tape : 2; Side : B; Approx. Time Counter : 29.5 - Tape : 3; Side : A; Approx. Time Counter : 2.4}

Motion/Vote: REP. COBB moved that RBRVS OPTION 1 WITH A \$1.5 MILLION GENERAL FUND INCREASE BE ADOPTED. Motion failed 3-3 with Barnhart, Cobb, and Waterman voting aye. **EXHIBIT**(jhh38a02)

{Tape : 3; Side : A; Approx. Time Counter : 2.4 - 4.1}

Motion/Vote: REP. COBB moved that RBRVS OPTION 2 BE ADOPTED. Motion carried 4-2 with Kasten and Waterman voting no.

{Tape : 3; Side : A; Approx. Time Counter : 4.1 - 10}

Motion/Vote: REP. COBB moved that DP14, HOSPITAL DRG REBASE BE ADOPTED. Motion failed 3-3 with Barnhart, Cobb, and Waterman voting aye.

{Tape : 3; Side : A; Approx. Time Counter : 10 - 16.8}

Motion/Vote: SEN. SWYSGOOD moved that DP21, THE CARING PROGRAM FOR CHILDREN BE ADOPTED. Motion passed 5-1 with Kasten voting no.
{Tape : 3; Side : A; Approx. Time Counter : 17.8 - 23.4}

Motion/Vote: REP. KASTEN moved that the TOBACCO PREVENTION AND CONTROL GRANT LANGUAGE BE ADOPTED. Motion carried 5-1 with Swysgood voting no.
{Tape : 3; Side : A; Approx. Time Counter : 23.4 - 26.4}

Motion/Vote: REP. COBB moved THE ABSTINENCE EDUCATION GRANT LANGUAGE BE ADOPTED STRIKING #2 AND "USE OF CURRICULUM" IN #3. Motion carried 5-1 with Swysgood voting no.
{Tape : 3; Side : A; Approx. Time Counter : 26.4 - Tape : 3; Side : B; Approx. Time Counter : 1.4}

Motion/Vote: SEN. SWYSGOOD moved that THE CHRONIC DISEASE EPIDEMIOLOGIST FTE LANGUAGE BE ADOPTED. Motion carried unanimously.
{Tape : 3; Side : B; Approx. Time Counter : 1.4 - 2.8}

Motion/Vote: REP. COBB moved that THE TRAUMA SYSTEM DEVELOPMENT LANGUAGE BE ADOPTED. Motion carried unanimously.
{Tape : 3; Side : B; Approx. Time Counter : 2.8 - 3.4}

Motion/Vote: REP. COBB moved that THE HOSPITAL LANGUAGE BE ADOPTED. Motion carried unanimously.
{Tape : 3; Side : B; Approx. Time Counter : 4.4 - 5}

Motion/Vote: REP. BARNHART moved that MIAMI INDIAN PROGRAM LANGUAGE BE ADOPTED. Motion carried unanimously.
{Tape : 3; Side : B; Approx. Time Counter : 5 - 6.8}

EXECUTIVE ACTION ON THE HUMAN SERVICES DIVISION

Motion/Vote: REP. COBB moved that DP8, NUTRITION EDUCATION WITH A \$30,000 APPROPRIATION EACH YEAR OF THE BIENNIUM BE ADOPTED. Motion carried 4-2 with Keenan and Swysgood voting no.
{Tape : 3; Side : B; Approx. Time Counter : 16 - 20.2}

Motion/Vote: REP. COBB moved that \$92,000 GENERAL FUND EACH YEAR FOR THE FOOD STAMP CONTRACT BE ADOPTED. Motion carried unanimously.

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Motion/Vote: REP. COBB moved \$37,000, OF WHICH \$22,000 IS OTO, BE ADOPTED FOR RENT REMOVAL. Motion carried 4-2 with Kasten and Swysgood voting no.

{Tape : 3; Side : B; Approx. Time Counter : 20.2 - 26.8}

Motion/Vote: REP. COBB moved LINE ITEM ENTIRE FOOD STAMP AMOUNT. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 26.8 - 27.9}

Motion/Vote: SEN. SWYSGOOD moved DP8, FOOD BANK INITIATIVE BE ADOPTED WITH \$25,000 APPROPRIATION. Motion carried 4-2 with Barnhart and Kasten voting no.

{Tape : 3; Side : B; Approx. Time Counter : 27.9 - Tape : 4; Side : A; Approx. Time Counter : 2.8}

Motion/Vote: REP. COBB moved that LANGUAGE IN AMENDMENT 4 UP TO \$3 MILLION BE ADOPTED. Motion carried unanimously.

EXHIBIT (jhh38a03)

{Tape : 4; Side : A; Approx. Time Counter : 9.5 - 13.3}

Motion/Vote: REP. COBB moved that BENEFITS FOR TANF LANGUAGE BE ADOPTED. Motion carried unanimously.

{Tape : 4; Side : A; Approx. Time Counter : 16 - 16.5}

Motion/Vote: REP. COBB moved that PROVIDER RATE INCREASE LANGUAGE BE ADOPTED. Motion carried 4-2 with Kasten and Swysgood voting no.

{Tape : 4; Side : A; Approx. Time Counter : 16.5 - 20; Comments : tape is blank from this point on}

Motion/Vote: SEN. SWYSGOOD moved that TANF RESERVE UP TO \$8.35 MILLION IN RESERVE WITH THE CORRECTED NUMBERS BE ADOPTED. Motion carried unanimously.

{Tape : 4; Side : B; Approx. Time Counter : 2.8 - 4.4}

Motion/Vote: SEN. WATERMAN moved that ASSUMED/NON-ASSUMED LANGUAGE BE ADOPTED. Motion carried unanimously.

EXHIBIT (jhh38a04)

{Tape : 4; Side : B; Approx. Time Counter : 4.4 - 7.5}

Motion/Vote: REP. COBB moved that LANGUAGE IN AMENDMENT 2 WITH SEMI-ANNUAL REPORTS TO THE PROPER LEGISLATIVE COMMITTEE BE ADOPTED. Motion carried 5-1 with Swysgood voting no.

{Tape : 4; Side : B; Approx. Time Counter : 7.5 - 12.5}

EXECUTIVE ACTION ON CHILD AND FAMILY SERVICES DIVISION

PRESENT LAW ADJUSTMENT:

Motion/Vote: SEN. WATERMAN moved that PL9, FIELD SERVICE COSTS REVISED REQUEST BE ADOPTED. Motion failed 3-3 with Barnhart, Cobb, and Waterman voting aye. **EXHIBIT**(jhh38a05)

{Tape : 4; Side : B; Approx. Time Counter : 16.2 - 17.1}

Motion/Vote: REP. COBB moved that PL9, WITH \$200,000 GENERAL FUND EACH YEAR PLUS FULL AMOUNT OF TOTAL FUNDS AS STATED IN REVISED REQUEST BE ADOPTED. Motion carried 5-1 with Keenan voting no.

{Tape : 4; Side : B; Approx. Time Counter : 17.1 - 18.1}

Motion: SEN. WATERMAN moved that PL25, SUBSIDIZED ADOPTION CASELOAD INCREASE WITH A \$660,000 GENERAL FUND APPROPRIATION IN FIRST YEAR OF THE BIENNIUM AND A \$1 MILLION APPROPRIATION THE SECOND YEAR OF THE BIENNIUM BE ADOPTED.

Motion/Vote: SEN. SWYSGOOD moved that \$330,000 THE FIRST YEAR AND \$630,000 THE SECOND YEAR OF THE BIENNIUM BE ADOPTED. Motion carried 4-2 with Cobb and Waterman voting no.

{Tape : 4; Side : B; Approx. Time Counter : 18.1 - 25.9}

NEW PROPOSALS:

Motion/Vote: SEN. SWYSGOOD moved TO RECONSIDER THE ACTIONS OF THE COMMITTEE ON DP1, PERMANENCY PLANNING SPECIALIST. Motion carried unanimously.

{Tape : 4; Side : B; Approx. Time Counter : 25.9 - 27.3}

Motion: REP. BARNHART moved DP1, PERMANENCY PLANNING SPECIALIST BE ADOPTED WITH 6 FTE.

Substitute Motion/Vote: SEN. SWYSGOOD made a substitute motion that DP1, WITH 4 FTE BE ADOPTED. Substitute motion carried 5-1 with Cobb voting no.

{Tape : 4; Side : B; Approx. Time Counter : 27.3 - 28.3}

Motion/Vote: SEN. WATERMAN moved TO INCLUDE ONE ADDITIONAL PERMANENCY PLANNING SPECIALIST. Motion carried 4-2 with Kasten and Swysgood voting no.

{Tape : 4; Side : B; Approx. Time Counter : 28.3 - 30.8}

Motion/Vote: SEN. WATERMAN moved that DP3, CHILD PROTECTIVE SERVICES SOCIAL WORKER FOR FAMILY GROUP CONFERENCING ONLY BE ADOPTED. Motion failed 2-4 with Barnhart and Waterman voting aye.
{Tape : 5; Side : A; Approx. Time Counter : 0 - 1.7}

Motion/Vote: REP. BARNHART moved that 1 FTE FOR FAMILY GROUP CONFERENCING BE ADOPTED. Motion failed 3-3 with Barnhart, Cobb, and Waterman voting aye.
{Tape : 5; Side : A; Approx. Time Counter : 1.7 - 2.2}

Motion/Vote: SEN. WATERMAN moved that DP4, WITH AN ADDITIONAL \$20,000 PER YEAR BE ADOPTED. Motion failed 2-4 with Barnhart and Waterman voting aye.
{Tape : 5; Side : A; Approx. Time Counter : 2.2 - 3.7}

Motion/Vote: REP. COBB moved TO RECONSIDER COMMITTEE ACTIONS ON DP13. Motion carried 4-2 with Kasten and Swysgood voting no.
{Tape : 5; Side : A; Approx. Time Counter : 3.7 - 5.6}

Motion/Vote: REP. COBB moved DP13, WORKLOAD ISSUES - LAD AUDIT BE ADOPTED WITH 3 FTE. Motion failed 3-3 with Barnhart, Cobb, and Waterman voting aye.
{Tape : 5; Side : A; Approx. Time Counter : 5.6 - 8.0}

Motion/Vote: REP. COBB moved that DP13 WITH 2 FTE IN THE CHILD AND FAMILY SERVICES DIVISION BE ADOPTED. Motion carried 4-2 with Kasten and Swysgood voting no.
{Tape : 5; Side : A; Approx. Time Counter : 8 - 10.4}

Motion/Vote: REP. COBB moved AMENDMENT 1 BE ADOPTED WITH CORRECTIONS. Motion carried unanimously with Swysgood being absent.
{Tape : 5; Side : A; Approx. Time Counter : 11.9 - 16.5}

EXECUTIVE ACTION ON SENIOR AND LONG TERM CARE

PRESENT LAW ADJUSTMENT:

Motion/Vote: SEN. SWYSGOOD moved that LANGUAGE FOR THE NURSING HOME ACUITY/STAFF NEEDS BE ADOPTED. Motion carried unanimously.
{Tape : 5; Side : A; Approx. Time Counter : 16.5 - 26.1}

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NEW PROPOSALS:

Motion: SEN. WATERMAN moved that DP1, INCREASE MEDICAID WAIVER SERVICES WITH \$1 MILLION GENERAL FUND OVER THE BIENNIUM AND APPROPRIATE FEDERAL FUNDS WITH .5 FTE BE ADOPTED.

Substitute Motion/Vote: SEN. SWYSGOOD made a substitute motion that \$293,905 GENERAL FUNDS IN 2000 AND \$600,568 IN 2001 PLUS THE MATCHING FEDERAL FUNDS BE ADOPTED. Substitute motion carried unanimously.

{Tape : 5; Side : A; Approx. Time Counter : 28.7 - Tape : 5; Side : B; Approx. Time Counter : 3.0}

Motion/Vote: SEN. WATERMAN moved that LIEN AND ESTATE LANGUAGE BE ADOPTED. Motion carried unanimously.

{Tape : 5; Side : B; Approx. Time Counter : 3 - 6}

Betty Lou Kasten asked permission of the Committee to write a letter to the auditor recognizing the audit and addressing concerns of recommendation.

{Tape : 5; Side : B; Approx. Time Counter : 6 - 7.5}

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ADJOURNMENT

Adjournment: 11:56 A.M.

REP. BETTY LOU KASTEN, Chairman

DELILA CROUCHER, Secretary

BK/DC

EXHIBIT (jhh38aad)